

Case 7:02-cv-00499-JPJ Document 160 Filed 05/01/06 Page 1 of 2 Pageid#: 631

is able to show that his chances of changing the law on appeal are strong.” *Lee v. Habib*, 424 F.2d 891, 905 (D.C. Cir. 1970).

The appellant here has not demonstrated any substantial question on appeal. The facts determined at trial are not reviewable on appeal, if supported by substantial evidence. *See Vodrey v. Golden*, 864 F.2d 28, 30 n.4 (4th Cir. 1988). “Substantial evidence” is such evidence that a reasonable mind could accept as adequate even if a different conclusion might also be supported by the evidence. *See Gibraltar Sav. v. LDBrinkman Corp.*, 860 F.2d 1275, 1297 (5th Cir. 1988). Substantial evidence supports the verdict in this case.

For these reasons, it is **ORDERED** that the motion is **DENIED**.

ENTER: April 30, 2006

/s/ JAMES P. JONES
Chief United States District Judge